

1 A bill to be entitled
2 An act relating to the Department of Highway Safety and
3 Motor Vehicles; providing for the implementation of a
4 certain litigation settlement; providing eligibility and
5 procedures to collect a credit on new or renewal
6 registrations; providing a funding mechanism for the
7 credit; requiring the credit amounts to be deducted from
8 specified moneys deposited into the General Revenue Fund;
9 authorizing recipients to return the credit; providing
10 that the credits are contingent on court approval of a
11 final settlement; providing for expiration; reenacting and
12 amending s. 20.24, F.S., relating to creation and
13 organization of the department; removing a provision for a
14 Bureau of Motor Vehicle Inspection within the department;
15 providing an effective date.

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17 Be It Enacted by the Legislature of the State of Florida:

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19 Section 1. Implementation of litigation settlement
20 provisions of Collier v. Dickinson.--

21 (1) Any person who held a driver's license, identification
22 card, or motor vehicle registration that was valid between June
23 1, 2000, and September 30, 2004, is eligible to receive a single
24 \$1 credit on a new or renewed motor vehicle registration between
25 July 1, 2009, and June 30, 2010.

26 (2) Notwithstanding the provisions of s. 320.08046,
27 Florida Statutes, the 58 percent of the surcharge levied under
28 s. 320.08046, Florida Statutes, that is to be deposited into the

29 General Revenue Fund pursuant to that section shall be used to
 30 fund the \$1 credit authorized in subsection (1).

31 (3) Eligible recipients may elect to return their credit.

32 (4) The Department of Highway Safety and Motor Vehicles
 33 may only allow the credits authorized in subsection (1) if the
 34 United States District Court for the Southern District of
 35 Florida grants an order finally approving the settlement
 36 agreement in Collier, et al. v. Dickinson, et al., case number
 37 04-21351-DV-JEM.

38 (5) This section expires July 1, 2011.

39 Section 2. Section 20.24, Florida Statutes, is reenacted
 40 and amended to read:

41 20.24 Department of Highway Safety and Motor
 42 Vehicles.--There is created a Department of Highway Safety and
 43 Motor Vehicles.

44 (1) The head of the Department of Highway Safety and Motor
 45 Vehicles is the Governor and Cabinet.

46 (2) The following divisions, and bureaus within the
 47 divisions, of the Department of Highway Safety and Motor
 48 Vehicles are established:

49 (a) Division of the Florida Highway Patrol.

50 (b) Division of Driver Licenses.

51 (c) Division of Motor Vehicles.

52 ~~1. Bureau of Motor Vehicle Inspection.~~

53 Section 3. Section 320.08046, Florida Statutes, reads:

54 320.08046 Surcharge on license tax; General Revenue
 55 Fund.--There is levied on each license tax imposed under s.
 56 320.08, except those set forth in s. 320.08(11), a surcharge in

CS/CS/HB 7029

2009

57 | the amount of \$1, which shall be collected in the same manner as
58 | the license tax. Of the proceeds of the license tax surcharge,
59 | 58 percent shall be deposited into the General Revenue Fund and
60 | 42 percent shall be deposited into the Grants and Donations
61 | Trust Fund in the Department of Juvenile Justice to fund the
62 | community juvenile justice partnership grants program.

63 | Section 4. This act shall take effect July 1, 2009.